



# JUDICIAL BRANCH BUDGET PRESENTATION

JUSTICE SYSTEM  
APPROPRIATIONS SUBCOMMITTEE

JANUARY 21, 2010  
DAVID K. BOYD  
STATE COURT ADMINISTRATOR

# FY 10 JUDICIAL BRANCH BUDGET

<b>FY 10 appropriation:</b>	<b>\$160.2 million</b>
<b>FY 10 beginning shortfall</b>	<b>\$5.4 million</b>

## **1. Cuts in operations made to match FY 10 budget to appropriation July 1, 2009**

- 12.5 clerk and court attendant vacant positions eliminated
- 13 court reporters laid-off and positions eliminated; 2 court reporters' hours reduced
- 1.19 vacant juvenile tech positions eliminated
- 50 staff vacancies held open at any given time
- Some judicial vacancies will be held open
- Reduced non-personnel expenses such as postage, supplies and equipment

# FY 10 JUDICIAL BRANCH BUDGET

## **2. November Budget Cuts in Response to October 7 REC**

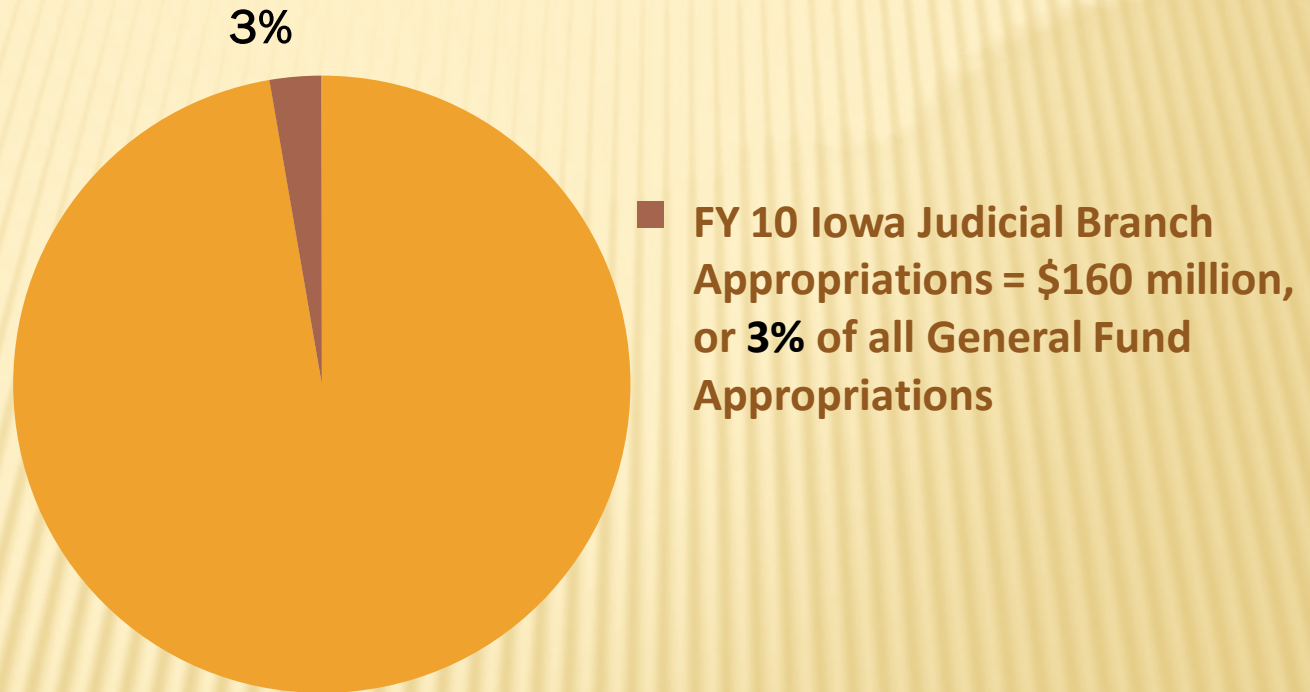
**\$11.1 million or 7.1% budget reduction**

- 9.3 percent reduction in workforce: 105 employees laid off, 73 vacant positions eliminated, plus 58 employees with reduced hours
- 10 days of court closures and unpaid leave for all judicial branch personnel, including judges and magistrates
- Reduced non-personnel expenditures by \$0.7 million



# COURT RESOURCES IN PERSPECTIVE

## Iowa General Fund Appropriations (FY 2010)\*

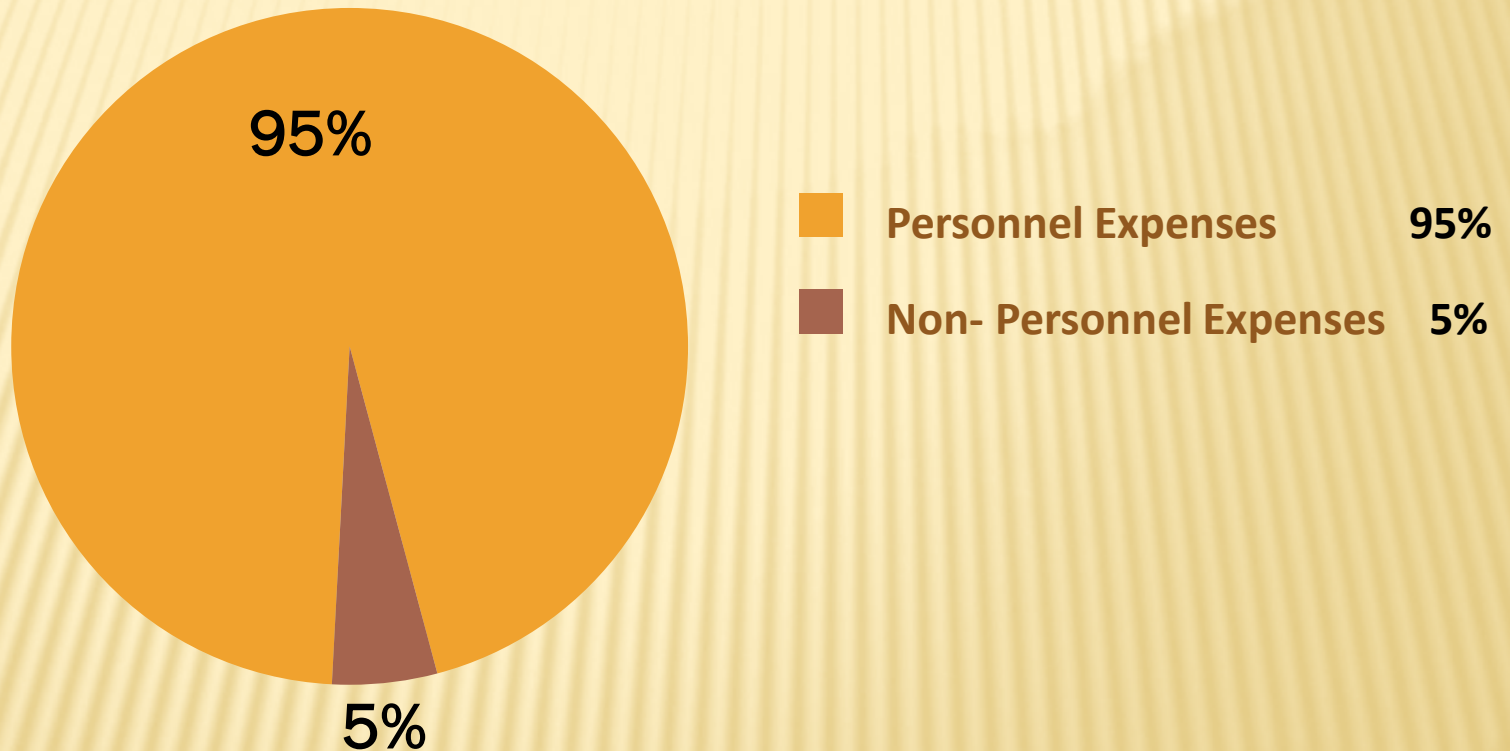


FY 10 All State General Fund  
Appropriations = \$5.8 billion

\*This chart has not been revised to reflect the FY 2010 mid-year cuts.

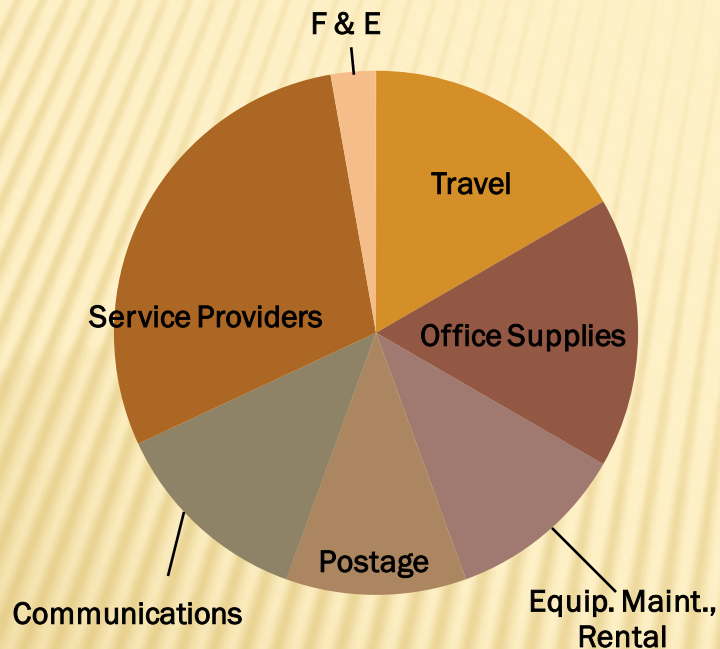
# COURT RESOURCES IN PERSPECTIVE

## Judicial Branch Expenses



# COURT RESOURCES IN PERSPECTIVE

## Judicial Branch Non-Personnel Costs



Service Providers*	<del>\$2.2 million</del>	\$2.1 million
Travel**	<del>\$1.2 million</del>	\$1.2 million
Office Supplies	<del>\$1.3 million</del>	\$1.2 million
Communications	<del>\$1.0 million</del>	\$0.9 million
Equipment Maintenance, Rental	<del>\$0.8 million</del>	\$0.8 million
Postage	<del>\$0.9 million</del>	\$0.8 million
Training & Education	<del>\$0.3 million</del>	\$0.0 million
Furniture & Equipment	<del>\$0.3 million</del>	\$0.2 million
<b>Total</b>	<del><b>\$7.9 million</b></del>	<b>\$7.2 million</b>

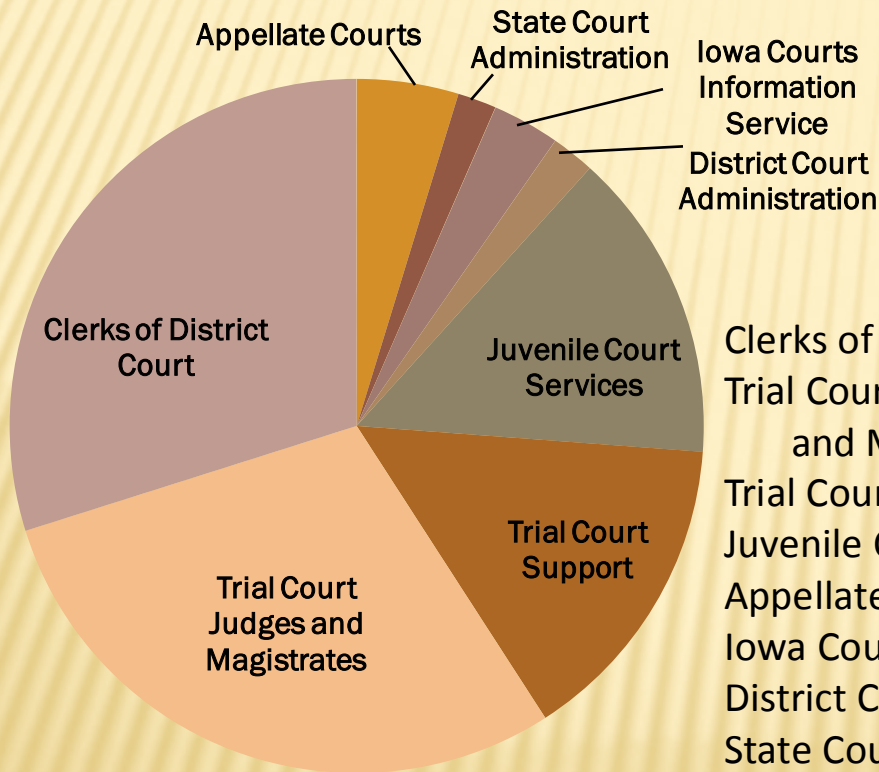
\*Payments to state agencies such as the state auditor and the department of administrative services and to other service providers.

\*\*Travel expenditures are primarily to provide judicial and Juvenile Court Services to 99 counties



# COURT RESOURCES IN PERSPECTIVE

## Judicial Branch Personnel Costs



Clerks of District Court  
Trial Court Judges  
and Magistrates

Trial Court Support Staff\*

Juvenile Court Services

Appellate Courts

Iowa Court Information Service

District Court Administration

State Court Administration

**Total**

	(7/1/09)	(11/12/09)
Clerks of District Court	<del>\$46.6 million</del>	\$42.9 million
Trial Court Judges and Magistrates	<del>\$44.0 million</del>	\$42.0 million
Trial Court Support Staff*	<del>\$22.7 million</del>	\$21.1 million
Juvenile Court Services	<del>\$22.7 million</del>	\$20.8 million
Appellate Courts	<del>\$7.3 million</del>	\$6.8 million
Iowa Court Information Service	<del>\$5.0 million</del>	\$4.5 million
District Court Administration	<del>\$3.1 million</del>	\$2.9 million
State Court Administration	<del>\$2.8 million</del>	\$2.6 million
<b>Total</b>	<b><del>\$154.2 million</del></b>	<b>\$143.6 million</b>

\* Trial court support staff includes court reporters, court attendants, law clerks and case schedulers

# COURT RESOURCES IN PERSPECTIVE

## Clerks of Court

- ~~739~~ **661** clerks of court and staff

## Trial Court Support Staff

- ~~170~~ **151** court reporters
- ~~98~~ **70** court attendants
- ~~32~~ **29** case coordinators/schedulers
- ~~12~~ **10** law clerks

## Juvenile Court Services

- ~~277~~ **238** juvenile court officers, and support staff

All personnel numbers constitute budgeted FTEs, including vacant positions, before and after November 12, 2009.



# COURT RESOURCES IN PERSPECTIVE

## District Administration

- ~~35~~ **33** employees (among eight districts: administrators, secretaries, assistant district court administrators, finance/ personnel managers, and auditors)

## Appellate Courts

- ~~49.5~~ **43** staff
- 9 Court of Appeals Judges
- 7 Supreme Court Justices
- 6 senior judges (part-time)

All personnel numbers constitute budgeted FTEs, including vacant positions, before and after November 12, 2009.

# COURT RESOURCES IN PERSPECTIVE

## State Court Administration

- ~~18~~ 16 employees

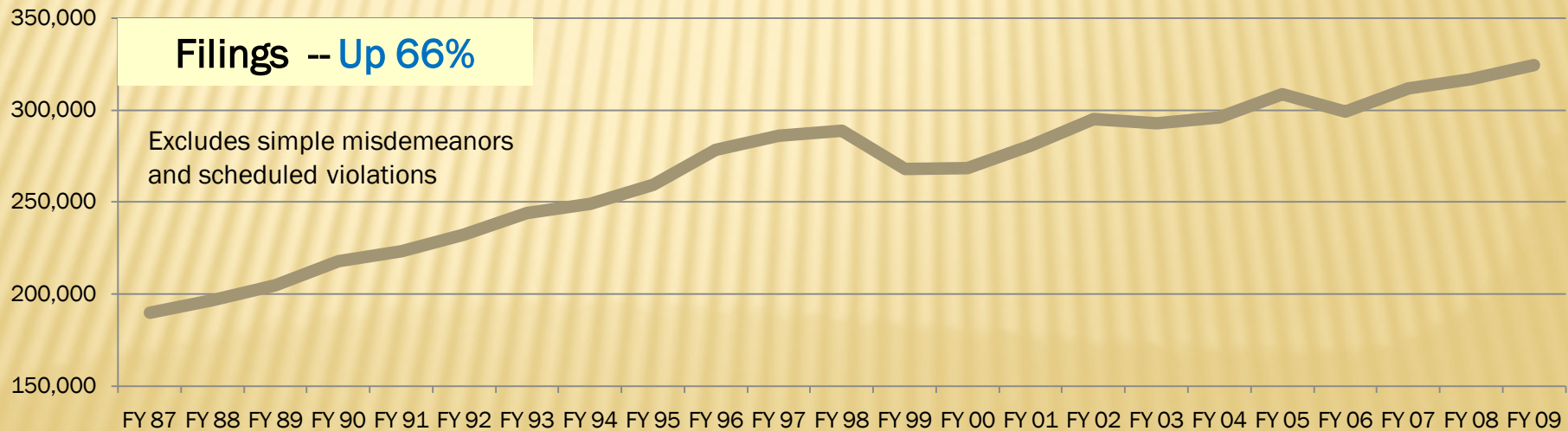
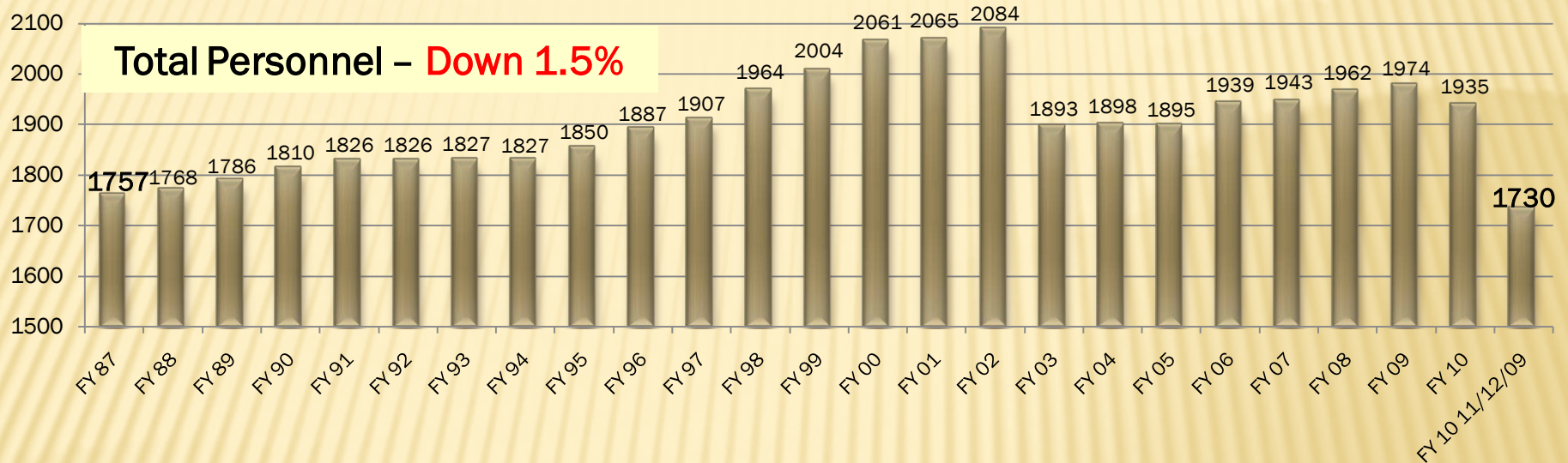
## ICIS (technology)

- ~~57~~ 50 employees

All personnel numbers constitute budgeted FTEs, including vacant positions, before and after November 12, 2009.

# COURT RESOURCES IN PERSPECTIVE

1987 to 2009





# COURT RESOURCES IN PERSPECTIVE

## Reduction in Staff: All Components s Affected (Nov. 2009)

Department	Layoffs	Vacant Positions Eliminated	Retirements	Reduced Hours	Total
Appellate Courts	1	5	0	5	11
State Court Administration & ICIS	5	4	0	0	9
District 1	11	9	3	8	31
District 2	7	8	7	8	30
District 3	14	7	6	7	34
District 4	16	0	2	6	24
District 5	22	16	1	6	45
District 6	12	10	4	3	29
District 7	11	6	3	3	23
District 8	6	8	1	12	27
<b>Totals</b>	<b>105</b>	<b>73</b>	<b>27</b>	<b>58</b>	<b>263</b>

# JUDICIAL VACANCIES

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## **Current unfilled judicial vacancies:**

- Court of Appeals: **1**
- District Judgeships: **7** (Districts 2B, 4, 5A, 6 and 8A)
- District Associate/Juvenile Judgeships: **3** (Districts 5C and 6)
- Total: **11**

# SUPERVISORY ORDERS

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- All judicial officers and court staff are required take **10 days** of **unpaid leave** during the remainder of the fiscal year.

✕ December 4	✕ March 12
✕ December 24	✕ March 26
✕ December 31	✕ April 2
✕ January 15	✕ May 28
✕ February 15	✕ June 18

- All court offices, including clerk of district court offices and the office of the supreme court clerk are to close on the days designated for unpaid leave.
- Uniformly downsized staff in all clerk of court offices according to uniform caseload formula.



# SUPERVISORY ORDERS

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- **All clerk of court offices** are now staffed **12% below caseload formula**.
- While every county in the state will continue to have a clerk of court office, some clerk of court offices will operate on a part-time basis commensurate with their staffing levels.
- To increase the effective and efficient use of court reporter resources, each judicial district shall pool court reporter personnel.

# SUPERVISORY ORDERS

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## 23 Counties with part-time clerk offices

- |             |            |              |
|-------------|------------|--------------|
| × Adair     | × Greene   | × Pocahontas |
| × Adams     | × Hancock  | × Ringgold   |
| × Audubon   | × Howard   | × Taylor     |
| × Butler    | × Humboldt | × Van Buren  |
| × Calhoun   | × Keokuk   | × Wayne      |
| × Chickasaw | × Lucas    | × Winnebago  |
| × Davis     | × Mitchell | × Worth      |
| × Decatur   | × Monroe   |              |

All remaining clerk of court offices shall be closed to the public on Tuesdays and Thursdays from 2:30 p.m. to 4:30 p.m. to allow staff time to facilitate case processing.

# SUPERVISORY ORDERS

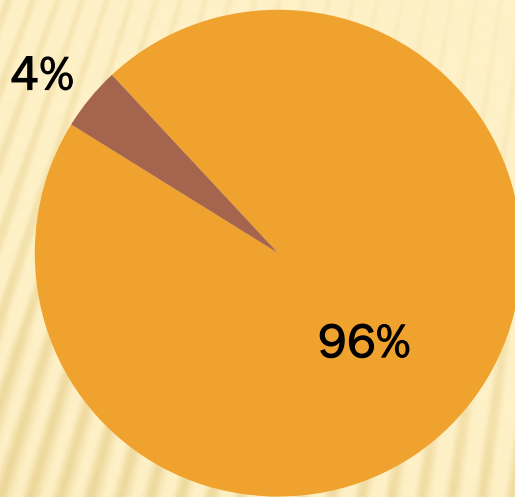
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- Prioritize cases and duties so as to concentrate limited resources on and ensure that those matters receive timely attention to the greatest extent feasible.
- Priority cases are cases that involve a constitutional mandate that necessitates timely adjudication, as well as cases that involve the health, safety, and well-being of vulnerable citizens, including children.
- Highest priority given to emergency matters in case types such as mental health, substance abuse, relief from domestic abuse, waiver of parental notification of abortion, injunctive relief involving an immanent threat of serious harm to health or safety, emergency removal orders in juvenile cases, and criminal warrants.



# EXECUTIVE BRANCH AND JUDICIAL BRANCH WORKFORCE—FY 10

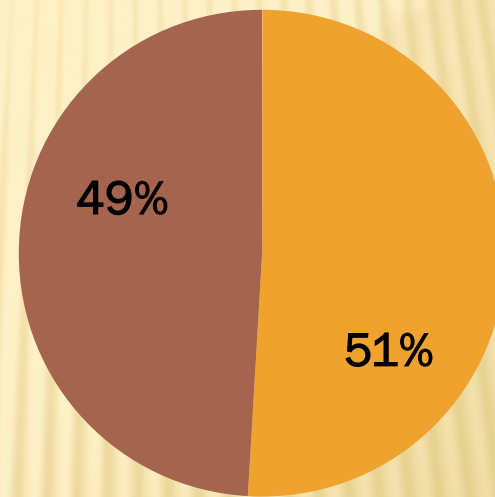
Executive Branch and  
Judicial Branch  
Workforce\*



■ Executive Branch Workforce  
■ Judicial Branch Workforce

\*Based on budget figures available prior to October 8, 2009.

Executive Branch and  
Judicial Branch  
Total Layoffs\*\*



■ Executive Branch Total Layoffs  
■ Judicial Branch Total Layoffs

\*\*Includes actual or proposed layoffs but not vacant positions eliminated and retirements.

➔ At least 20 state agencies will see no layoffs

# IMPACT ON PUBLIC

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## **Cuts impact children and families**

- Slows down processing of child support payments
- Delays notice to law enforcement of protective orders
- Delays cases, including contempt actions to enforce orders
- Delays setting temporary and permanent support and custody/visitation orders

In 2009, Iowa's courts handled:

- 17,330 dissolutions and modifications, 64% of which involved children
- 8,992 administrative child support cases (DHS)
- 7,270 civil domestic abuse actions
- 9,213 no-contact orders in criminal cases
- 8,804 civil protective orders in civil domestic abuse cases

# IMPACT ON PUBLIC

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## **Cuts may impact juveniles and children**

- Delays in processing juvenile restitution
- Delays responding to inquiries from school officials, law enforcement and families
- JCOs have less time to visit with juvenile clients
- Federal funds in jeopardy

In 2009, JCS worked with nearly **26,000 youths** to address their conduct without formal delinquency charges. In addition, the juvenile court handled:

- 5,337 juvenile delinquency cases
- 2,147 juvenile mental health/substance abuse commitment cases



# IMPACT ON PUBLIC

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## **Cuts impact estate matters**

- Delays distributions to beneficiaries
- Delays transfer of estate properties
- Delays closure of estates

In 2009, Iowa's courts handled:

- 14,475 probate cases

# IMPACT ON PUBLIC

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## **Cuts impact business and real estate transactions**

- Delays entering judgment lien information needed by abstractors
- Delays processing garnishments
- Delays filing liens
- Slows down resolution of small claims cases

In 2009, Iowa's courts handled:

- 15,020 landlord/tenant cases
- 11,647 foreclosures
- 97,805 small claims cases
- 5,756 liens
- 15,012 collection of private debt cases
- 1,677 other contract and employment cases
- 5,631 other law and equity matters
- 3,552 tort claims

# IMPACT ON PUBLIC

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## **Cuts impact criminal cases**

- Delays for probation revocation hearings
- Delays for criminal hearings
- Delays of warrant updates
- Delays in processing scheduled violations
- Delays entering no-contact orders

In 2009, Iowa's courts disposed of:

- 22,672 felony charges
- 45,716 aggravated and serious misdemeanor cases
- 22,191 OWI cases
- 9,213 no-contact orders in criminal cases



# IMPACT ON PUBLIC

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## **Cuts impact cities and counties**

- Prisoners may sit in jail longer, and thus, increase county jail costs
- Decreases in fine collection activities will decrease county and city revenue
- Delays in judicial review of condemnation cases and civil infractions
- Delays processing mental health and substance abuse commitments so respondents stay longer in local hospitals

In 2009, Iowa's courts disposed of:

- 22,191 OWI cases
- 675,494 simple misdemeanors and scheduled violations
- 9,256 adult mental health/substance abuse commitment cases

# IMPACT ON PUBLIC

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## **Cuts slow down data transfers to criminal justice agencies**

- Criminal case history to Department of Public Safety
- Traffic conviction information to Department of Transportation
- Criminal and juvenile case data to Criminal and Juvenile Justice Planning
- Domestic abuse protection orders to Department of Public Safety

# FY 11 BUDGET

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## **FY 11 Judicial Branch Budget Request for Operations:** **\$148.8 million**

Status quo request following 7.1% reduction.

However, **status quo funding does NOT equal status quo level of service.**

Approximately \$5 million built-in increase in cost for FY 11.

- \$3.3 million salary annualization

- \$1.6 to make up difference when savings from layoffs and eliminated positions are annualized



# FY 11 BUDGET

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## **FY 11 Judicial Branch Budget Request for Jury and Witness Fee Revolving Account**

- Annual expenditure: \$3.3 to \$3.4 million
- Anticipated 6/30/10 ending balance: \$1.8 to \$1.9 million
- Request for FY 11: \$1.5 million